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3
4 BILL NO. Z-73-05-2 /

5 ZONING MAP ORDINANCE NO. Z- 13-73

6 AN ORDINANCE amending the City of Fort
Wayne Zoning Map No. C3, D3.

7
8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
9 FORT WAYNE, INDIANA:

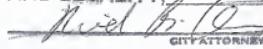
10 SECTION 1. That the area described as follows is
11 hereby designated a B3B district under the terms of Chapter 36,
12 Municipal Code of the City of Fort Wayne, Indiana, 1946, as
13 amended by General Ordinance No. 2836 and amendments thereof;
14 and the symbols of the City of Fort Wayne Zoning Map No. C3, D3,
15 referred to therein, established by Section 9, Article III of
16 said Chapter as amended, are hereby changed accordingly, to-wit:

17 The West 40 feet of Lot Number Six (6) in
18 J. W. Smith's Addition to the City of Fort
Wayne, Allen County, Indiana (Anthony and
Wayne)

19 SECTION 2. This Ordinance shall be in full force and
20 effect from and after its passage and approval by the Mayor and
21 legal publication thereof.

22 
John H. Nickoly
23 Councilman

24 APPROVED AS TO FORM
25 AND LEGALITY,

26 
Neil B. Toole
27 CITY ATTORNEY

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Read the first time in full and on motion by Nuckols, seconded by
J. Schmidt, and duly adopted, read the second time by title and referred
to the Committee on Regulations (and the City Plan
Commission for recommendation) and Public Hearing to be held after due legal notice,
at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____,
the _____ day of _____, 197_____, at _____
o'clock P.M., E.S.T.

Date: 5/22/73

Charles M. Alstrome
CITY CLERK

Read the third time in full and on motion by Nuckols,
seconded by Talarico, and duly adopted, placed on its passage.
Passed ~~(first)~~ by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	<u>✓</u>	_____	_____	_____
HINGA	<u>✓</u>	_____	_____	_____
KRAUS	<u>✓</u>	_____	_____	_____
MOSES	<u>✓</u>	_____	_____	_____
NUCKOLS	<u>✓</u>	_____	_____	_____
SCHMIDT, D.	<u>✓</u>	_____	_____	_____
SCHMIDT, V.	<u>✓</u>	_____	_____	_____
STIER	<u>✓</u>	_____	_____	_____
TALARICO	<u>✓</u>	_____	_____	_____

DATE: 9/11/73

Charles M. Alstrome
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance
(Resolution) No. 3-13-73 on the 11th day of September, 1973.

Charles M. Alstrome
CITY CLERK

ATTEST: (SEAL)

John C. Mas Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th
day of September, 1973, at the hour of 10:00 o'clock
A M., E.S.T.

Charles M. Alstrome
CITY CLERK

Approved and signed by me this 12th day of September, 1973,
at the hour of 3:00 o'clock P M., E.S.T.

Law A. Pease Jr.
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 22, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-05-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 16, 1973;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission, at its regular meeting held July 23, 1973, did give this proposed ordinance a DO PASS recommendation, subject to the satisfaction of the following condition:

"Submission of a recordable covenant whereby the owner or owners of the lot proposed for change will agree to dedication of the necessary right-of-way for implementation of the Transportation Plan."

NOW BE IT FURTHER RESOLVED, that subsequent to this motion for a DO PASS recommendation, a letter was submitted by the petitioners requesting the Commission reconsider this requested condition.

BE IT FURTHER RESOLVED that the request was denied by the Commission, therefore we are forward this proposed ordinance to the Common Council with a DO NOT PASS recommendation.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 27, 1973.

Certified and signed this
5th day of September, 1973.

Gretchen Wiegel
Secretary

Bill No. Z-73-05-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations, to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. C3, D3

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Shuckola
Vivian L. Schmid
Walter D. Foye
and others.
O.Schmidt

DATE 9-11-12 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

Nº 195

GENERAL FUND

FT. WAYNE, IND. May 3 1973

RECEIVED FROM Howard Sandler \$ 50.00
THE SUM OF Fifty not ¹⁰⁰ DOLLARS
ON ACCOUNT OF Pegue W 40' Lot 6 J.W. Smith Add
Anthony & Wayne Blks.
N. Hartman

AUTHORIZED SIGNATURE

(5)

CITY		CITY	
39		341	
NORFOLK		WESTERN RAILROAD	
JOHN BERRY	M2 B1B	VACATED	M2 RAILROAD
16 17 18 19 20	19 20 21 22 23	BASS SIMONS	
TAYLORS	M2 B1B	M2	
SUBDIVISION	R2	19 18 17 16 15 14 13 12 11 10 9	
3 4 3 2 1 18 17 16 15 14 13	R2 B1B	BARDS	M2
WAYNE	M2		
R2 EDW. WHITES SUB OF	R2 B1B	C J W M2	M2
28 12 11 10 9 8 7 6 5 4 3 2 1	R2 B1B	154 153 152 151 150 149 148 147	
R2 WHITES 7TH ADD	R2 B1B	SMITHS	
27 1 2 3 4 5 4 3 2 1	R2	A D D. 5 4 3 2 1	
R2 ADD		19 20 21 121 123 124 125 123	
WASHINGTON		B1B R3	R3
INDIANA INSTIT OF TECH	R2	LUTHERAN CEMETERY	R2
H	R2	R2	R2
		R2	R2
		R2	R2
		M275	M274
		75	

C CHANGE FROM BIB TO B3B

2-73-05-21

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use Used Car Sales Lot

X/We WILLIAM F. LASSUS and ELMER F. LASSUS

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B1B District to a/an B3B District the property described as follows:

The West 40 feet of Lot Number Six (6) in J.W. Smith's

Addition to the City of Fort Wayne, Allen County, Indiana

(Anthony and Wayne)

(Legal Description)

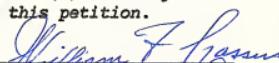
Southeast corner of Wayne Street and North Anthony Blvd.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

William F. Lassus

1815 E. Wayne, Ft. Wayne,

Elmer F. Lassus

1815 E. Wayne, Ft. Wayne



(Name)

(Address)

(Signature)

Legal Description Checked By:

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Neil F. Sandler 448 Utility Bldg., Ft. Wayne, Ind. 742-4397
(Name) (Address) (Telephone Number)City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571

Admn. Appr. DIGEST SHEETTITLE OF ORDINANCE Zoning Map Ordinance3-23-05-21DEPARTMENT REQUESTING ORDINANCE City Plan Commission

SYNOPSIS OF ORDINANCE

Preparation of a Zoning Map Amendment Ordinance petition initiated by
property owners to rezone property located as follows:

The West 40 feet of Lot Number Six (6) in J. W. Smith's Addition to the

City of Fort Wayne, Allen County, Indiana (Anthony and Wayne)

Southeast corner of Wayne Street and North Anthony Blvd.,

Zoning Change from a "B1B" to a "B3B"

EFFECT OF PASSAGE From a present commercial zone (Limited Business)

to a heavier commercial zone (General Business) Intended use: Used Car Sales

Lot

EFFECT OF NON-PASSAGE Present limited business zoning would remain

the same.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J. N.) leg - lcc

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE

CONTENTS OF ORDINANCE

BILL NO.	3-73-05-21
ORDINANCE NO.	3-13-73
REGULAR SESSION	5-22-73
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	Keller
BILL WRITTEN BY	Craig Keller
DATE INTRODUCED	5-22-73
REFERRED TO SAID STANDING COMMITTEE	Legislative John Keller
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
X LEGAL PUBLICATION	9-11-73
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
X PASS	9-11-73
DO NOT PASS	
WITHDRAWN	
SUSPENSION OF RULES	
PRIOR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

X	COMMITTEE SHEET
X	VOTE SHEET
	PURCHASE ORDERS
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	<i>City Clerk - to messenger - COMMUNICATIONS FROM</i>
X	ZONING MAPS
	<i>Outline to zoning - ABSTRACTS</i>
	TITLES
	PRIOR APPROVAL LETTER

Draft sheet -

COUNCILMAN'S VOTE

	AYES	NAYS	ABSENT
BURNS	X		
HINGA	X		
KRAUS	X		
MOSES	X		
NUCKOLS	X		
D. SCHMIDT	X		
V. SCHMIDT	X		
STIER	X		
TALARICO	X		

COMMENTS:



CITY OF FORT WAYNE
CITY-COUNTY BUILDING
ONE EAST MAIN STREET
FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN
CITY CLERK

September 18, 1973

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of September 19 and September 26, 1973, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana:

Zoning Map No. Z-12-73
Amending the City of Fort Wayne
Zoning Map No. E1, E2, F1, F2.

Zoning Map No. Z-11-73
Amending the City of Fort Wayne
Zoning Map No. BB9.

Zoning Map No. Z-13-73
Amending the City of Fort Wayne
Zoning Map No. C3, D3.

Zoning Map No. Z-14-73
Amending the City of Fort Wayne
Zoning Map No. F7, F9

Please send us four (4) copies of the Publisher's Affidavit.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

